

**CITY OF EL PASO, TEXAS  
REQUEST FOR COUNCIL ACTION (RCA)**

**DEPARTMENT:** General Services

**AGENDA DATE:** June 23, 2009

**CONTACT PERSON/PHONE:** Terrence Freiburg, Purchasing Manager, 541-4313

**DISTRICT (S) AFFECTED:** All

**SUBJECT:**

APPROVE a resolution / ordinance / lease to do what? OR AUTHORIZE the City Manager to do what? Be descriptive of what we want Council to approve. Include \$ amount if applicable.

The Purchasing Manager, Financial Services, Purchasing Division, requests that Mayor and Council terminate Contract No. 2007-115 (Proprietary Parts & Service-Ford Motor Company) with Casa Ford, Inc. of El Paso, Texas, for convenience pursuant to Section C Clause No. 18A of the Contract, an item titled Termination for Convenience, whereby the City reserved the right to terminate the Contract for convenience.

**BACKGROUND / DISCUSSION:**

Discussion of the what, why, where, when, and how to enable Council to have reasonably complete description of the contemplated action. This should include attachment of bid tabulation, or ordinance or resolution if appropriate. What are the benefits to the City of this action? What are the citizen concerns?

The above referenced contract has exceeded the amount originally approved by City Council and subsequently must be re-bid.

**PRIOR COUNCIL ACTION:**

Has the Council previously considered this item or a closely related one?

Yes.

**AMOUNT AND SOURCE OF FUNDING:**

How will this item be funded? Has the item been budgeted? If so, identify funding source by account numbers and description of account. Does it require a budget transfer?

N/A

**BOARD / COMMISSION ACTION:**

Enter appropriate comments or N/A

N/A

\*\*\*\*\*REQUIRED AUTHORIZATION\*\*\*\*\*

**LEGAL:** \_\_\_\_\_  
(If required)

**FINANCE:** \_\_\_\_\_  
(If required)

**DEPARTMENT HEAD:** \_\_\_\_\_  
Name Signature Date

(Example: if RCA is initiated by Purchasing, client department should sign also)  
Information copy to appropriate Deputy City Manager

**APPROVED FOR AGENDA:**

**CITY MANAGER:** \_\_\_\_\_ **DATE:** \_\_\_\_\_

**RESOLUTION**

**WHEREAS**, the City awarded Contract No. 2007-115 to Casa Ford Lincoln Mercury, of El Paso, Texas, on March 27, 2007, for Proprietary Parts & Service-Ford Motor Company for General Services Department, Fleet Division; and

**WHEREAS**, pursuant to Section C 18A of the Contract (Termination for Convenience), the City is authorized to terminate the Contract for convenience; and

**WHEREAS**, the amount of the Contract awarded has been exceeded and City has notified vendor that the City would rebid the contract and Council would terminate said Contract for convenience pursuant to the provisions of the Contract; and

**WHEREAS**, the City desires to terminate the Contract for convenience.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the Purchasing Manager is authorized to notify Casa Ford Lincoln Mercury, that the City is terminating Contract No. 2007-115 pursuant to the provisions and requirements of Section C 18A of the Contract Clauses due to convenience and that the termination shall be effective as of June 23, 2009.

**PASSED AND APPROVED** this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

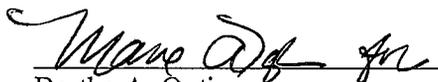
**THE CITY OF EL PASO**

\_\_\_\_\_  
John Cook  
Mayor

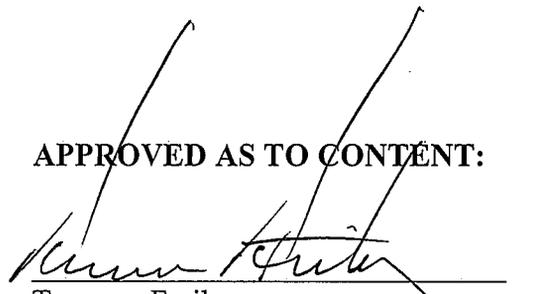
**ATTEST:**

\_\_\_\_\_  
Richarda D. Momsen  
Municipal Clerk

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
Bertha A. Ontiveros  
Assistant City Attorney

**APPROVED AS TO CONTENT:**

  
\_\_\_\_\_  
Terrence Freiburg  
Purchasing Manager, Financial Services

**PROJECT FORM**

**FINANCIAL SERVICES DEPARTMENT, PURCHASING DIVISION**

DATE: June 2, 2009  
TO: Municipal Clerk  
FROM: Terrence Freiburg  
Purchasing Manager, ext. 4313

Please place the following item on the CONSENT Agenda for the Council Meeting of Tuesday, June 23, 2009.

Item should read as follow:

That the Purchasing Manager is authorized to notify Casa Ford Lincoln Mercury, that the City is terminating Contract No. 2007-115 pursuant to the provisions and requirements of Section C 18A of the Contract Clauses due to convenience and that the termination shall be effective as of June 23, 2009

The vendor will be notified.

Department: General Services

REVIEWED:



Edward Hyatt  
Administrative Analyst

SPECIAL INSTRUCTIONS:

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Municipal Clerk's Use

ITEM NO. \_\_\_\_\_

cc: BID FILE

**MOTION**  
**MARCH 27, 2007**

Motion made, seconded, and unanimously carried to **APPROVE** Bid Solicitation No. 2007-115 (Proprietary Parts & Service-Ford Motor Company) to Casa Ford Lincoln Mercury for a total estimated award of \$750,000.00.

Department:	General Services-Fleet
Award to:	Casa Ford Lincoln Mercury El Paso, Texas
Items:	Part A, #1 and Part B
Account No.:	37370510 – 503121 – 503125 - 45202
Funding Source:	General Services-Fleet Division Internal Service Fund
Total Estimated Award:	\$750,000.00
Districts:	All

This is a requirements type contract with an initial term of thirty-six months.

The Departments of Financial Services and General Services-Fleet Division recommend award as indicated to the lowest responsive, responsible bidder. [Financial Services, Terrence Freiburg, (915) 541-4313

**NOT PRESENT FOR THE VOTE:** Representatives Castro and Holguin

Richarda Duffy Momsen, City Clerk